A.G. Ramachandra Rao,
Minister for Law & Education.

No.T.4178

87(2)

Public Offices,
Bangalore,
15th Jan. 1953.

My dear Sri Medapa,

I thank you for your communication No.C.F. 1/53 dated the 12th January 1953 enclosing the report of Justice Sri N. Balakrishniah, on the enquiry into the allegations made against Sri B. Hanumanthegowda, First Class Magistrate, Ramanagaram, by Sri S. Hutche Gowda and others.

I went through the report carefully and according to Justice Sri N. Balakrishniah, the enquiry was of a summary nature based on the testimony of witnesses not tested by cross-examination.

Easily the views of the local Gazetted Officers like the Revenu Sub Division Officer and the Amildar and the opinion of the District Judge and the District Magistrate could have been secured and it would have been very useful since the gravamen of the charge was about his relations with the lawyers and the clients, and the main prayer a transfer for the Magistrate.

However since you and other judges of the High Court accepted the conclusions of the report that the allegations against the First Class Magistrate are untrue and baseless, I accept the same.

But I am rather sceptical about the action you propose against the four signatories of the petition and one non-signatory in vindication of the integrity of the Mysore Judiciary. I feel that the general integrity is sufficiently high to need a test or trial for its vindication. Such petitions are common and any action in respect of one constrains us to a series of such actions, resulting in enormous wastage of time, money and energy. Further, propriety of making the

proceedings

proceedings of a summary nature, which is not comprehensive enough as noted above, the basis of action against the signatories and non-signatories most of whom are from moffusal area, will have to be seriously considered. Our democracy is in a nascent stage and a little indulgence may be necessary. Therefore, taking a comprehensive view of all these factors, I am not for any action against them now. I have directed the filing of the papers for the present, stressing the desirability of keeping a vigilant eye on the sponsors of the petition.

I thank you and Justice Sri N. Balakrishniah for the prompt action that both of you have taken.

With kindest regards to both of you,

Yours sincerely,

Sd. A.G.Ramachandra Rao
15-1-53.

Rao Bahadur,
Sri P. Medapa,
Chief Justice,
Mysore High Court,
Bangalore.

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